
CITY OF KINGMAN
REGULAR MEETING OF THE COMMON COUNCIL
Council Chambers
310 N. 4th Street

6:00 P.M.
19, 2010

Minutes

Monday, April

Members:	Officers:	Visitors Signing In:
J. Salem, Mayor	C. Cooper, City Attorney	See attached list
J. Watson, Vice Mayor	J. Kramer, City Manager	
K. Deering	D. King, Deputy City Clerk and Recording Secretary	
R. Gordon	R. Foreman, Administrative Secretary	
R. Lyons	G. Jeppson, Development Services Director	
K. Walker	R. Owen, Public Works Director	
C. Young	R. DeVries, Police Chief	
	B. Shilling, Grant Administrator	
	C. Osterman, Fire Chief	
	G. Henry, Engineer	

REGULAR MEETING

CALL TO ORDER & ROLL CALL

Mayor Salem called the meeting to order at 6:00 p.m. and roll call was taken. All Council Members were present. The Invocation was given by Pastor Ray Christenson of Grace Lutheran Church after which the Pledge of Allegiance was said in unison.

THE COUNCIL MAY GO INTO EXECUTIVE SESSION FOR LEGAL COUNSEL IN ACCORDANCE WITH A.R.S.38-431.03(A) 3 TO DISCUSS ANY AGENDA ITEM. THE FOLLOWING ITEMS MAY BE DISCUSSED, CONSIDERED AND DECISIONS MADE RELATING THERETO:

1. APPROVAL OF MINUTES

The Special Meeting minutes of March 29, 2010, the Work Session Meeting minutes of April 5, 2010 and the Regular Meeting minutes of April 5, 2010.

Councilmember Gordon made a MOTION to APPROVE the Special Meeting minutes of March 29, 2010, the Work Session Meeting minutes of April 5, 2010, and the Regular Meeting minutes of April 5, 2010, as written. Councilmember Walker SECONDED and it was UNANIMOUSLY APPROVED.

2. CALL TO THE PUBLIC - COMMENTS FROM THE PUBLIC

Those wishing to address the Council should fill out request forms in advance. Action taken as a result of public comments will be limited to directing staff to study the matter or rescheduling the matter for consideration and decision at a later time. Comments should be limited to no longer than 3 minutes.

Lynne Petersen, resident of Kingman, ETDC Commissioner, and member of the Shop Kingman Subcommittee addressed the Council. Ms. Petersen reminded Council that the two objectives of the Shop Kingman Subcommittee are to increase sales tax revenue and to help businesses grow stronger, particularly in these tough economic times. She went on to state that she wanted to remind Council about the free Shop Local seminar being held at the Powerhouse tomorrow, Tuesday, April 20th beginning at 7:30 a.m. Ms. Petersen stated that an informative and exciting program is planned with many speakers and activities scheduled. She went on to say that media experts will be discussing media strategy, a renowned speaker will address how to thrive in difficult times, and a discussion regarding social media as an advertising mechanism will be conducted. Ms. Petersen stated that there are 25 businesses that will have booths and over 100 participants are signed up for the event. She went on to say that this event is being conducted at no cost to the City of Kingman as local businesses such as Staples, Frontier, Don's Office Products, Southwest Catering, Monica Bush Investments, and the Kingman Daily Miner have donated generously. Ms. Petersen thanked Mayor Salem, Councilmember Young, and Councilmember Gordon for their participation in the event.

3. CONSENT AGENDA

All matters listed here are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the CONSENT AGENDA and will be considered separately.

a. Application for Extension of Premises/Patio Permit

Agent and Applicant Nancy Rhoades of the Cellar Door Wine Bar located at 414 E. Beale Street, has applied for an Extension of Premises/Patio Permit, June 4th, 2010, from 6:00 p.m. to 2:00 a.m. on June 5th, for the class of 2000 Reunion. **Staff recommends approval.**

b. Resolution No. 4670---FY 2010 Community Development Block Grant (CDBG) Regional Account Application Certification, Disclosure and Authorization

The City of Kingman is eligible for and intends to apply to the Arizona Department of Housing (ADOH) for FY 2010 Community Development Block Grant (CDBG) Regional Account funds in the amount of \$30,818 to continue the City's Housing Rehabilitation program, completing health and safety repairs to qualified owner occupied homes in Kingman according to the City's Housing Rehabilitation Guidelines. As required by ADOH and CDBG regulations, the Kingman City Council must authorize the submission and implementation of each CDBG application by resolution, confirm and approve the CDBG program applicant certifications and submit the required program disclosure report identifying all funds associated with each project. **Staff recommends approval.**

c. Resolution No. 4671---FY 2010 Community Development Block Grant (CDBG) Regional Account Application Certification, Disclosure and Authorization

The City of Kingman is eligible for and intends to apply to the Arizona Department of Housing (ADOH) for FY 2010 Community Development Block Grant (CDBG) Regional Account funds in the amount of \$395,000 to competitively procure a contractor to replace sewer lines at Park Ave. & Commercial St. and at the Richard Smith Addition in downtown Kingman. As required by ADOH and CDBG regulations, the Kingman City Council must

authorize the submission and implementation of each CDBG application by resolution, confirm and approve the CDBG program applicant certifications and submit the required program disclosure report identifying all funds associated with each project. **Staff recommends approval.**

d. Resolution No. 4673---Approving a Two-Year Extension on the approval of the Preliminary Plat for Sundance Canyon Estates, Tract 6026.

Landbridge, LLC, applicant and property owner, and John Gall of Arizona Land Quest LLC, are requesting a two year extension on the approved preliminary subdivision plat for Sundance Canyon Estates, Tract 6026, located north of Oak Street, south of Cerbat Cliffs Golf Course, west of Western Avenue and east of the extended alignment of N. Sixth Street.

The proposed subdivision contains 99 residential lots on 154.25 acres. The preliminary plat approval was granted on April 2, 2007 and a one-year extension was granted on May 4, 2009. **Staff recommends approval of Resolution No. 4673.**

e. Authorize the Mayor to sign HIGH INTENSITY DRUG TRAFFICKING AREA (HIDTA) Grant Agreement for Cycle 19, No. HT19-09-1311

The Mohave Area General Narcotics Enforcement Team (MAGNET) is eligible to receive HIDTA grant funds for the period of January 1, 2009 through December 31, 2010. The City of Kingman is the fiduciary agent for MAGNET. On May 18th, 2009, the City of Kingman had initially entered into this agreement with the Arizona Criminal Justice Commission (ACJC), which at the time had been appointed to oversee disbursement of HIDTA funds. Since that time the responsibility for this disbursement has shifted from ACJC to the City of Tucson. It is required that we enter into the agreement with the City of Tucson, so that we will be reimbursed for funds spent under the original agreement. The amount of the grant is \$102,715.00 with no matching funds required. **Staff recommends approval.**

f. Authorize the Mayor to sign HIGH INTENSITY DRUG TRAFFICKING AREA (HIDTA) Grant Agreement for Cycle XX, No. HT20-10-1311

The Mohave Area General Narcotics Enforcement Team (MAGNET) is eligible to receive HIDTA grant funds for the period of January 1, 2010 through December 31, 2011. The City of Kingman is the fiduciary agent for MAGNET. The City of Kingman has previously entered into this agreement with the City of Tucson, which has been appointed to oversee disbursement of HIDTA funds. Staff is requesting to enter into an agreement with the City of Tucson in order to continue to receive funds for Cycle 20. The amount of the grant is \$101,490.00 with no matching funds required. **Staff recommends approval.**

g. Award of bid for the construction of the Mohave Wash Pathway from Kino Avenue to Gordon Drive, Contract No. ENG08-021.

On April 5, 2010, bids were opened for the construction of the Mohave Wash Pathway from Kino Avenue to Gordon Drive. The low bid was received from Land-Tech Landscape of Glendale, Arizona in the amount of \$262,688.00. **Staff recommends accepting the bid from Land-Tech Landscape.**

h. Resolution No. 4675---FY 2010 Community Development Block Grant (CDBG) Regional Account Application Certification, Disclosure and Authorization

The City of Kingman is eligible for and intends to apply to the Arizona Department of Housing (ADOH) for FY 2010 Community Development Block Grant (CDBG) Regional Account funds in the amount of \$64,000 for the purpose of submitting a back up

application should any of the previously identified projects fail. This back up application amount will be used to competitively procure a contractor to replace city water lines at First St & Spruce St and at the Goldroad/ally intersection. As required by ADOH and CDBG regulations, the Kingman City Council must authorize the submission and implementation of each CDBG application by resolution, confirm and approve the CDBG program applicant certifications and submit the required program disclosure report identifying all funds associated with each project. **Staff recommends approval.**

Councilmember Lyons made a MOTION to APPROVE the Consent Agenda as presented. Councilmember Walker SECONDED and it was UNANIMOUSLY APPROVED.

(Resolution No. 4670)

(Resolution No. 4671)

(Resolution No. 4673)

(Resolution No. 4675)

4. NEW BUSINESS

Resolution No. 4672---FY 2010 Community Development Block Grant (CDBG) Regional Account Application Certification, Disclosure and Authorization

The City of Kingman is eligible for and intends to apply to the Arizona Department of Housing (ADOH) for FY 2010 Community Development Block Grant (CDBG) Regional Account funds in the amount of \$64,000 to competitively procure a contractor to install a fire suppression system at the local Boys and Girls Club of Kingman. As required by ADOH and CDBG regulations, the Kingman City Council must authorize the submission and implementation of each CDBG application by resolution, confirm and approve the CDBG program applicant certifications and submit the required program disclosure report identifying all funds associated with each project. **Staff recommends approval.**

Grant Administrator Bill Shilling addressed Council. Mr. Shilling stated that on March 15, 2010, Council approved a CDBG project to renovate the restrooms at the Boys and Girls Club of Kingman. Since that time, the Kingman Unified School District (KUSD) has offered to do this project and can complete it sooner than the city would be able to with grant money. He went on to say that he would like Council's permission to instead use the CDBG grant funding of \$64,000 to install a fire suppression system at the Boys and Girls Club.

Councilmember Gordon thanked Mr. Shilling for obtaining this grant to get these projects done for this wonderful community facility. Mr. Shilling thanked Councilmember Gordon and stated that KUSD is instrumental to the completion of these projects as well.

Councilmember Deering made a MOTION to APPROVE Resolution No. 4672. Councilmember Gordon SECONDED and it was UNANIMOUSLY APPROVED.

(Resolution No. 4672)

5. NEW BUSINESS

a. Scope of Work Change for Historic Preservation Pass Through Grant contract #440914

In September 2009 the City was awarded a grant contract in the amount of \$10,000 from the State Historic Preservation Office (SHPO) Pass Through Grant Program to complete a two part Historic Preservation Plan at the privately owned Hotel Beale. Upon receipt and review of 7 proposals from qualified architectural firms it was determined that the grant fund, including the owner's \$6,667.00 in matching funds, would not be sufficient to complete both elements of the Preservation Plan. After informing the SHPO of this development, they agreed to modify the grant contract and to change the scope of work, thus allowing the city to use the grants funds without penalty for an alternate project. The Development Services Department has identified an alternate project which will develop a form-based code and ordinance for the historic area of downtown Kingman. This project includes drafting a code to be included in the city's zoning ordinance which will address historic characteristics, land use, development and re-development of in downtown Kingman. **Staff recommends approving the change of the Scope of Work and authorizing the City to use in-kind services for the required 60% match of \$6,667.00.**

Vice Mayor Watson asked if Mr. Shilling will be overseeing this project. Mr. Shilling replied that the grant administration portion of the Development Services Department will handle the development of the code and will more than likely hire a consultant for assistance. Vice Mayor Watson asked if the city's Historic Preservation Commission will be involved in the project. Development Services Director Gary Jeppson stated that the commission will be involved.

Vice Mayor Watson asked how the city's share of the project will be paid. Mr. Kramer stated that the city will provide in-kind services, in the form of employee work hours.

Vice Mayor Watson made a MOTION to APPROVE the scope of work change for the Historic Preservation Pass Through Grant No. 440914. Councilmember Young SECONDED and it was UNANIMOUSLY APPROVED.

b. Resolution No. 4674---Development Agreement with the Kingman Unified School District (KUSD) #20

KUSD is redeveloping the school campus located at 400 Grandview Ave. into the Lee Williams High School. The City has a sanitary sewerage collection line with portions of it inaccessible because it is located partially under the football field. Both the City and School District desire to have this line relocated and upgraded to better serve the needs of the City and the School District. On April 13, 2010, the KUSD Board approved paying for one-half on the costs of the sewer lines placement if the city will pay the other half. The total estimated cost is \$194,400. The City's share would be \$97,200. **Staff recommends approval of Resolution No. 4674.**

Councilmember Lyons asked if the only reason the sewer line needs to be moved is to accommodate the high school remodeling project. Mr. Kramer stated that it is to the City of Kingman's advantage to move the sewer line because currently the sewer manholes are under the football field and cannot be located if needed and when the Downtown Pool is drained the outflow line is too small which can cause water to back up into the school's Band Room. He went on to state that these issues have been a problem for years.

Mayor Salem stated that this project will also be an upgrade to a larger capacity line. Councilmember Lyons asked if there is enough money in the budget to do this project. Mr. Kramer stated that there is and the money will be taken out of the Wastewater expansion fund.

Councilmember Lyons made a MOTION to APPROVE Resolution No. 4674. Councilmember Deering SECONDED and it was UNANIMOUSLY APPROVED.

(Resolution No. 4674)

6. ANNOUNCEMENTS BY MAYOR, COUNCIL MEMBERS, CITY MANAGER

Mr. Kramer reminded Council that the budget will be discussed at the May 3, 2010 Council meeting. He went on to remind Council that the Tri-City Council meeting is scheduled for Wednesday, April 28th in Bullhead City. Council members who wish to car pool should meet at the City Complex at 8:45 that morning. Mr. Kramer stated that there will be a Special Meeting of the Tri-City Council on Friday, May 7, 2010 in the City of Kingman Council Chambers. The meeting will begin at 10:30 a.m. Further information will be forthcoming.

Councilmember Walker stated that this weekend is Harley weekend and Mother Road Harley Davidson, along with Kingman's local Harley Owners Group (HOG), is hosting a Poker Run on April 22, 2010. He went on to say that on April 24th there will be a car show at the Powerhouse.

Councilmember Young thanked Frontier, the Kingman Daily Miner, and EDMC for sponsoring the Shop Local Seminar.

Vice Mayor Watson stated that the annual Arbor Day planting is being held on April 24, 2010 at 10:00 a.m.

Mayor Salem stated that the Town Hall meeting hosted by The Coalition for Successful Youth Development and the Arizona Youth Partnership on April 15th was very informative and enlightening.

Councilmember Deering made a MOTION to ADJOURN. Councilmember Lyons SECONDED and it was UNANIMOUSLY APPROVED.

ADJOURNMENT: 6:21 p.m.

ATTEST:

APPROVED:

Debbie Francis
City Clerk

John Salem
Mayor

STATE OF ARIZONA)
COUNTY OF MOHAVE)ss:
CITY OF KINGMAN)

CERTIFICATE OF COUNCIL MINUTES

I, Donna King, Recording Secretary of the City of Kingman, Arizona, hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the Regular Meeting of the Common Council of the City of Kingman held on April 19, 2010

Dated this 21st day of April 2010

Donna King, Recording Secretary